

Judge Reginald C. Lindsay
 United States District Court
 1 Court House Way, Suite 2300
 Boston, MA 02210

FILED
 RE: Cayer v. D. S. O'Connell et al #1:05-cv-11289

2006 SEP 18 P 2:57

September 11, 2006

Dear Judge Lindsay,

I am a Prisoner litigant and apologize for having to write to you direct.

I am a prisoner at MC I Shirley Medium of which Michael Thompson is the Superintendent. (Mr. Thompson is also a Defendant in the above titled case).

More than Half of my legal documents being used as Evidence / Exhibits has been Confiscated by the Institutions Property Department and is in danger of being destroyed. I wrote to Mr. Thompson addressing the issue, Please see attached Carbon Copy letter dated September 11 2006.

My belief is that the institution plans to Destroy Evidence ("legally") that will be used against them. My request is that a phone call be made or an order be handed down Restricting the Defendant / Institution from Destroying the legal documents in question.

* MC I Shirley Medium
 Tel. (978) 425-4341
 Fax (478) 514-6601

CC: Michael Thompson, Superintendent
 Property Sergeant, MC I Shirley Medium
 9/12/06

Respectfully Submitted,

Derek Simon Blackwolf Cayer
 Derek Simon Blackwolf Cayer
 MC I Shirley Medium
 P.O. Box 1919 - Harvard Road
 Shirley, MA 01464

TO: Michael Thompson, Superintendent
 FR: Derek Coyer/SMU-I #26/W-55424
 RE: Legal Documents Contrabanded by Property
 DT: September 11, 2006

Dear Mr. Thompson,

Please allow me to be brief and direct. I was logged to segregation on July 19, 2006. My belongings were brought to the Property Department and later inventoried by Officer Shamus Pich. I received a notice of Contraband, in particular, "Books, magazines, newspapers not 1+ cubic foot over the limit of mail"; this notice is dated July 21, 2006. (Copy attached #1).

On July 26, 2006 I wrote to Officer Shamus Pich to try to resolve the issue of the above mentioned Contrabanded Property (Copy attached #2). From this letter Officer Pich brought a box of my property to the Unit and allowed me to take from the box my legal letterheads (#4) and some of my In-house Outgoing legal copies (#8 as intoned in the attached Copy), this was on August 7, 2006.

Due to the above paragraph I filed grievance #20646 (Copy attached #3) on August 15, 2006. This grievance was "Partially Approved" However none of my Requested Remedies were manifested, (Copy attached #4) as I have mentioned it in appealing the Partial approval (Copy attached #5).

Also, before the above stated appeal, On August 29, 2006 I wrote to the Property Sergeant addressing the issue of my "Over the limit" Contrabanded property. I've sent additional copies of that letter, four (4) in total, I have not received any response. (Copy attached #6).

On September 7, 2006 I wrote to Deputy Bruce Gelb addressing this issue (Copy attached #7). I'm waiting response.

I have already received a final notice (see page #2 in copy #6) dated August 21, 2006 and my property in question is in danger of being destroyed. These documents serve as evidence and exhibits.

Mr. Thompson, about 98% of the property above (i.e. Books, magazines, newspapers, letters and paper work) are legal documents currently being used in my civil case within the Federal District Court here I serve as my own attorney (Cite as Coyer v. Donnelly, Et al #1:05-cv-11289). The other 2% is personal items and personal letters.

Therefore I'm requesting to have my personal property removed from the Contraband status immediately. not to be allowed to go through my property so that I may retrieve my personal mails, and to sort it and organize my legal documents for proper storing as allowed by Deputy Gelb in copy #7 page 4. I respectfully request an immediate response. Thank you.

Derek... Coyer
 SMU-I #26

cc: Judge Reginald C. Lindsay, Federal District Court
 Deputy Bruce Gelb
 Property Sergeant
 File/9-1-06

Inst. # W-55424

Massachusetts Department of Correction

PROPERTY CONTRABAND NOTIFICATION AND DISPOSAL FORM

Institution: MCI SHIRLEY
(MEDIUM)

REMOVAL OF PROPERTY REQUESTED BY INMATE

Inmate: DEREK CRYERCommit # W55424First Notice Dat 20060721

The following items have been deemed contraband and are not allowed in this facility:

Item	Quantity	Condition	Serial	Seal #	Description
AM/FM radio	1				Not inmates. Name an # penned in. Not on IMS.
Total:	1				
Books/Magazines/Newspapers	14				Not on IMS. Over limit (including magazine/newspaper).
Total:	14				
Footwear	1				Nike Excell. Not on IMS
Total:	1				
Mirror	1				OTL
Total:	1				
Pens/Pencils	5				OTL
Total:	5				
Socks	5				OTL
Total:	5				
UHF/VHF Splitter	1				broken
Total:	1				
Undershirts/Bras	2				OTL
Total:	2				
Watch	1				Casio. Not on IMS. Broken band.
Total:	1				

These articles must be disposed of in accordance with 103 CMR 403.14. Please select a method of disposal.

Cost to mail:

I choose to have my property:

☐ retrieved by a visitor ☐ mailed out to a specified destination ☐ disposed of as seen fit by the institution

Name: _____

Address: _____

City: _____

State: _____

Zip: _____

Telephone: _____

Inmate Authorization: _____

Date: _____

Property Pick-up Acknowledgment

Visitor ID ☐ valid state ID /driver's license ☐ military ID ☐ passport ☐ Dept. Transitional Assistance (Welfare) ☐

I, _____ have received and accept responsibility for all of the items listed on this form.

Visitor: _____

Date: _____

H. J. Smith, Jr.

TO: Shamus P. Peck, PropertyRE: Desk Copy / SMU-I / #26 / W-55424RE: Retained PropertyDT: July 26, 2006

Dear Officer Peck,

I have Property in cell that I wish to either donate, destroy, or Place in long term Storage. In exchange I need the following Items:

- | | |
|--|--|
| 1). My Family Photo Album | 5). My Fine Printers Papers / Mail ; Literature |
| 2). My Legal Exhibits ^{From} / 1 st Supplemental Complaint | 6). My Envelope ^{W/} Legal ; Personal Numbers and Addresses |
| 3). My 2 nd Supplemental Complaint ^{W/} Exhibits | 7). My Personal Mail |
| 4). My Federal Legal Letterhead Forms | 8). My Inhouse and Outgoing Legal Copies |

Furthermore I wish to donate and or mail home several other Items such as books etc. However, There is an issue with several books that you mentioned that are not mine (ie. Black Indians & Love, Native Americans and Black Americans histories, The last books of the Bible, and the rest of the five books which I received from programming).

My request is to be called over to property to Solve and Terminate this issue, or For to bring over all of my property so that I may view my Items for proper retention, donation, point, placement, and or shipment. For Now, I'm in need of my legal and Personal Documents mail as stated in the first paragraph Numbered 1 Thru 8.

Respectfully,

Derek C. C. C.

SMU-I / cell #26

W55424

CC: File-Hardwiter / 7-26-06

(Continued)

Informed me that He did not receive my request letter. So I gave him a carbon copy of my request letter and He told me that He'll look into it but not this week. I told him that I need my legal work and also so personal mail, He told me that He not doing nothing about it this week, and that He'll see me the following week. So on August 7, 2006 officer Pech brought over some of my property and once again I had to go through the ritual of officer Pech telling me what documents of mine were legal and which was not, to the point that He forced me to explain to Him in detail the legal theories of why I needed certain documents and how these documents were needed in a lawsuit. So I had to explain to Him my evidentiary documents and how they are going to be used during the proceedings in order to receive my legal mail. After I explained it to him (which is illegal by the way) He still refused to give me the majority of my legal work. And when I asked Him to hand me my personal mail, He refused to give it to me, told me that I'm already over the limit on personal mail (which in fact was the legal mail ^{counts} that I received He deemed Personal mail). Since July 19, 2006 I have been completely denied access to the ~~Courts~~ ^{Courts}, and my Constitutional Rights to retain my personal letters and mail have and are continuously being denied. As it stands my property looks like it was hit by a tornado; prior to me being tossed every inch of my property was in Folders (legal) and neatly organized and marked. The majority of the Folders were ripped or gone, and the paperwork was scattered and mixed all over the place. Also, my mother died in 2000, and I'm being denied my family photo album which holds my only pictures of Her.

Derek Cryer

SMV-I #26

W-55424

Honorable Court

To: Shamus P. Peck, Property

FR: Derek Coker / SMU I / #26 / W-55424

RE: Retained Property

DT: July 26, 2006

Dear Officer Peck,

I have been in cell #26 for 1 year and I wish to either donate, destroy, or place in long term storage. In exchange I need the following items:

1) My Family Photo Album Not Allowed?

2) My Legal Exhibits / My Supplemental Complaint

3) My 2nd Supplemental Complaint / Exhibits

4) My Federal Legal Retention Forms

5) My Five Private Papers / My 1st Letter

6) My Envelope / My 1st Personal Number and Address

7) My Personal Mail

8) My Inmate and Outgoing Legal Copies

Furthermore I wish to donate and or mail home several other items such as books etc.

However, there is an issue with several books that you mentioned that are not mine (i.e. Black Indians of the East, Native Americans and Black Americans together, The 1st books of the Bible, and the rest of the Bible books which I received from programming).

My request is to be called over to property to select and terminate this issue, or for me to bring over all of my property so that I may view my items for proper retention, donation, repair, placement, and or shipment. For 1st, I am in need of my legal and personal documents. I mail as stated in the first paragraph numbered 1 thru 8.

Respectfully,

Derek Coker

SMU I / cell #26

W-55424

CC: E. H. H. H. / 7.26.06

DEPARTMENT OF CORRECTION

INMATE GRIEVANCE FORM

#4

FORWARD TO INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)

Name CRYER DEREK Grievance# 20646 Institution MCI SHIRLEY (MEDIUM)
 Commit No. W55424 Housing SMU1 Date Of Incident 20060815 Date Of Grievance 20060824
 Complaint On July 19, 2006 I was sent to SMU. On July 24, 2006 Officer Shamus Pech brought my property over to which he had on his own account seperated all my paperwork and gave me what "he thought" was legal or personal. The vast majority of the so called personal mail that he gave me was actually legal mail. I informed him of this mistake in which he insisted that my legal mail which he deemed personal mail wasn't legal mail. He gave me what was in the box and left. However I informed him that I need an missing alot of my legal document and personal mails in which he told me that they were contraband. I informed him that my legal and personal mail is not "contraband" rather it is "excess" Legal mail in which I have permission to have from the Deputy Gelb until my legal issues are taken care of /resolved as I have had two (2) criminal trials of paperwork on top of having to act Pro Se as my own lawyer in a pending civil lawsuit. I informed Officer Pech that the peroperty department has a copy of the Deputys letter form my approval for "excess" legal mail, not contraband. He told me that he would see the following week. On July 26, 2006 I wrote Officer Pech a letter requesting several legal and personal mail documents and also requesting to be called to property to resolve my actual contraband issue or in the alternative to bring over all my property at hand so that I may view it for retention, donation, disposal, placement or shipment. This letter is attached hereto. The following week, July 31, 2006 Officer Pech informed me that he did not receive my request letter. So I gave him a carbon copy of my request letter and he told me that he'll look into it but not this week. I told him that I need my legal work and also so personal mail. He told me that he ain't doing nothing about it this week, and that he'll see me the following week. So on Auguat 7, 2006 Officer Pech brought over some of my property and once again I had to go through the ritual of Officer Pec
 Medy requested 1 Requesting to be brought to property or have my property brought to SMU so that I may re organized my legal papers from my personal and spiritual papers. 2 request to receive my legal, and personal mails 3 request to address and secure the issue of my contrabanded property. 4 provide my photo album
 Afficiant Walsh Sandra M CO III
 Affolved Gelb Bruce I DEPUTY SUPERINTENDENT
 Peck Shamus P CO I
 Signature

RECEIPT BY INSTITUTIONAL GRIEVANCE COORDINATOR

te Received 20060824 Decision Date 20060906

Signature Walsh Sandra M CO III

ial Decision PARTIAL APPROVAL

cision You have been afforded the opportunity to go through several boxes of your property and organize as you requested. As we discussed, property boxes will be brought to you, as you will not be brought to property from the SMU unit. As for the photo album, this item is again not allowed for retention in the SMU unit. Please see Officer Peck if you have any further concerns regarding your property when he makes rounds in the SMU. He will assist you with any existing property

DEPARTMENT OF CORRECTION

INMATE GRIEVANCE FORM

FORWARD TO INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)

Name	CRYER DEREK		Institution	MCI SHIRLEY (MEDIUM)	
Commit No.	W55424	Housing	SMU1	Date Of Incident	20060815
				Date Of Grievance	20060824

RECEIPT BY INSTITUTIONAL GRIEVANCE COORDINATOR

issues. Grievance partially approved.

Signature	<u>U. Nahl</u>	Date	<u>9.6.06</u>
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Unfiled grievances may be appealed to the Superintendent within 10 working days of Institution Grievance Coordinator's decision.

INMATE RECEIPT

Name	CRYER DEREK		Institution	MCI SHIRLEY (MEDIUM)	
Commit No.	W55424	Grievance#	20646	Date Received	20060824
Signature	<u>Walsh Sandra M CO III</u>				

FORM "B"

#5

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF CORRECTION
INMATE GRIEVANCE APPEAL FORM**

INMATE'S NAME: Derek Croyer	INMATE'S #: W-55424	DATE: 9-9-06
INSTITUTION: Shirley Medium		ASSIGNED GRIEVANCE #: # 20646
INSTRUCTIONS: 1. Refer to 103 CMR 491, Inmate Grievance Policy. 2. Provide your appeal argument in Block A, in a brief and understandable manner. 3. Provide your requested remedy in Block B.		
<p>A. Provide your appeal argument in a brief and understandable manner. <i>attached hereto is a complete copy of my initial grievance # 20646 as the grievance officer which failed to type out the entire contents of my original grievance.</i></p> <p><i>Grievance # 20646 was partially approved stating that "I have been afforded to go through several boxes of my property to organize (my personal papers from legal papers) as I requested". This statement from the grievance office is untrue as I have never had on any occasion any opportunity to go through my property to organize it. Another issue that wasn't addressed by the grievance officer was the securing of my "over the limit" (OTL) property of legal and personal documents and books which the property officer deemed contraband and the date of which I received a "final notice" for the disposal of that property. This over the limit property is not contraband as I have permission from Deputy Bello to store my over the limit legal property at the property department because I am my own lawyer in a civil action. At the conclusion of the case, the over the limit property in question will be sent out or destroyed.</i></p>		
<p>B. Provide your requested remedy <i>I have two requests: ① For you to respectfully to call property immediately and turn all my property that over the limit removed from the property's "Contraband list" before its destroyed by property.</i></p> <p><i>② To allow me proper access to all my property so that I may reorganize it for near future use.</i></p>		

Inmate's Signature Derek CroyerDate: September 9, 2006

Staff Recipient _____

Date: _____

(Inmate receipts/responses will be generated via the Inmate Management System.)

Grievance
#20646

FORM "A"

&

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM

INMATE'S NAME: <u>Derek Croy</u>		INMATE'S #: <u>W-55424</u>	DATE: <u>8-15-06</u>
INSTITUTION: <u>Shirley Medium</u>		DATE OF INCIDENT: <u>Beginning 7-24-06 to 8-15-06</u>	
INSTRUCTIONS:			
1. Refer to 103 CMR 491, Inmate Grievance Policy. 2. In Block B, give a brief and understandable summary of your complaint/issue. 3. List any actions you may have taken to resolve this matter in Block C. Be sure to include the identity of staff members you have contacted. 4. Provide a Requested Remedy in Block D.			
A. When filing an Emergency Grievance check Emergency.			
_____ EMERGENCY			
B. Give a brief and understandable summary of your complaint/issue. Additional paper may be used, if necessary. On July 19, 2006 I was sent to SMU. On July 24, 2006 Officer Shamus Peck brought my property over in which he had on his own account separated all my paperwork and gave me what "He Thought" was legal or personal. The vast majority of the so-called personal mail that he gave me was actually legal mail. I informed him of this mistake in which he insisted that my legal mail which he deemed personal mail wasn't legal mail. He gave me what was in the box and left. However I informed him that I need and am missing alot of my legal document and personal mails in which he told me that they were contraband. I informed him that my legal and personal mail is not "contraband" rather it is "excess" legal mail in which I have permission to have from the Deputy Gels until my legal issues are taken care of/resolved as I have had two (2) Criminal Trials of paperwork on top of having to act pro se as my own lawyer in a pending civil lawsuit. I informed officer Peck that the Property Department has a copy of the Deputy's letter for my approval for "excess" legal mail, not contraband. He told me that he would see the following week. On July 26, 2006 I wrote officer Peck a letter requesting several legal and personal mail documents and also requesting to be called to property to resolve my actual contraband issues or in the alternative to bring over all my property at hand so that I may view it for retention, donation, disposal, placement or shipment. This letter is attached hereto. The following week, July 31, 2006 officer Peck →			
C. List any action taken to address/resolve this matter. Include the identity of staff members you have contacted.			
D. Provide your Requested Remedy. ① Requesting to be brought to property or have my property brought to SMU so that I may reorganized my legal papers from my personal and spiritual papers. ② Request to receive my legal, and personal mails ③ Request to address and secure the issue of my contrabanded property. ④ Provide my Photo Album			

Inmate's Signature Derek CroyDate: August 15, 2006

Staff Recipient _____

Date: _____

**DENIED GRIEVANCES MAY BE APPEALED TO THE REVIEWING AUTHORITY WITHIN 10 BUSINESS DAYS.

(Inmate receipts/responses will be generated via the Inmate Management System.)

C/FILE

(Continued)

informed me that He did not receive my request letter. So I gave him a carbon copy of my request letter and he told me that He'll look into it but not this week. I told him that I need my legal work and also so personal mail, He told me that He isn't doing nothing about it this week, and that He'll see me the following week. So on August 7, 2006 Officer Peck brought over some of my property and once again I had to go through the ritual of Officer Peck telling me what documents of mine were legal and which was not, to the point that He forced me to explain to Him in detail the legal theories of why I needed certain documents and how these documents were needed in a lawsuit. So I had to explain to Him my evidentiary documents and how they are going to be used during the proceedings in order to receive my legal mail. After I explained it to him (which is illegal by the way) He still refused to give me the majority of my legal work. And when I asked Him to hand me my personal mail, He refused to give it to me, told me that I'm already over the limit on personal mail (which in fact was the legal mail that I received He deemed Personal mail). Since July 19, 2006 I have been completely denied access to the ^{Courts} Courts, and my Constitutional Rights to retain my personal letters and mail have and are continuously being denied. As it ends my property looks like it was hit by a tornado; prior to me being tossed every inch of my property was folders (legal) and neatly organized and marked. The Majority of the folders were ripped or gone, and the paperwork was scattered and mixed all over the place. Also, my mother died in 2000, and I'm being denied my only photo album which holds my only pictures of Her.

Derek Cryer

SMV-I #26

W-55424

Honorable Court

To: Thomas P. Peck, Property

FR: Derek Coyer / SMU-I / #26 / W: 55424

RE: Returned Property

DT: July 26, 2006

Dear Officer Peck,

I have Property in cell that I wish to either

create, destroy, or Place in long term Storage. In exchange I need the following Items:

1) My Family Photo Album Not Allowed?

2) My Legal Exhibits ^{From} / ^{My} Supplemental Complaint

3) My 2nd Supplemental Complaint Exhibits

4) My Federal Legal Letterhead Envelope

5) My Five Private Papers / Mail / Letters

6) My Envelope / Legal / Personal Numbers and Addresses

7) My Personal Mail

8) My Inmate and Outgoing Inmate Copies

Furthermore I wish to donate and or mail home several other Items such as books etc. however, there is an issue with several books that you mentioned that are not mine (i.e. Black Indians & Love, Native Americans and Black Americans softcover, The last books of the Bible, and the rest of the five books which I received from programming).

My request is to be called over to property to select and terminate this issue, or for to bring over all of my property so that I may view my Items for proper retention, donation, mail, placement, and or shipment. For Mail, I'm in need of my legal and Personal Documents mail as stated in the first paragraph numbered 1 thru 8.

Respectfully,

Derek Coyer

SMU-I / cell #26

W55424

C: File Hamilton / 7.26.06

TO: Property Sergeant

#6

FR: Derek Cryer SMU-I #26

RE: Contraband Property / 1 Cubic Ft. OTL

DT: August 29, 2006

Dear Sergeant,

I have been given a Final Notice to dispose of Contraband. The Contraband in question, 1 Cubic Ft. OTL, is in Fact NOT Contraband Items, But Legal and Spiritual Documents and papers, Some Personal mail which I have permission to store at the Property Department From Deputy Gelb until my Legal Cases are resolved. I also have books.

I Am enclosing A Copy of my letter of Approval From Deputy Gelb. Please bring ALL my Property to SMU-I so that I may Re-organize it to provide you with what materials are legal and which are Personal, and also to determine what, if necessary, I need to dispose of, Donate, or Mail out.

Also, so that my OTL Property is not Thrown Away, Please immediately Remove my property From your "Contraband" Item List. Thank you.

Derek Cryer
SMU-I #26
Shirley medium

Inst. # W-55424

File

Massachusetts Department of Correction
PROPERTY CONTRABAND NOTIFICATION AND DISPOSAL FORM

Institution: MCI SHIRLEY
(MEDIUM)

REMOVAL OF PROPERTY REQUESTED BY INMATE

Inmate: DEREK CRYER

Commit # W55424

First Notice Dat 20060721

The following items have been deemed contraband and are not allowed in this facility:

Item	Quantity	Condition	Serial	Seal #	Description
Letters/Photos/News clippings	1				1+ cubic ft. OTL

Total: 1

These articles must be disposed of in accordance with 103 CMR 403.14. Please select a method of disposal:

Cost to mail:

I choose to have my property:

☐ retrieved by a visitor ☐ mailed out to a specified destination ☐ disposed of as seen fit by the institution

Name: _____

Address: _____

City: _____

State: _____

Zip: _____

Telephone: _____

Inmate Authorization: _____

Date: _____

Property Pick-up Acknowledgment

Visitor ID ☐ valid state ID /driver's license ☐ military ID ☐ passport ☐ Dept. Transitional Assistance (Welfare) ☐
 I, _____ have received and accept responsibility for all of the items listed on this form.

Visitor: _____

Date: _____

Property Office: _____

Date: _____

Final Notice 103 CMR 403.14

In accordance with 103 CMR 403.14, you are being issued a final notice to have your contraband property items listed above:

☐ No response from Inmate

Date Disposed of: _____

Property Office: _____



Mitt Romney

Governor

Kerry Healey

Lieutenant Governor

Edward A. Flynn

Secretary

The Commonwealth of Massachusetts
Executive Office of Public Safety

Department of Correction

MCI-Shirley

P. O. Box 1218

Shirley, Massachusetts 01464

(978) 425-4341, Fax (978) 514-6601

www.mass.gov/doc



Kathleen M. Dennehy

Commissioner

James R. Bender

Deputy Commissioner

Michael A. Thompson

Superintendent

MEMORANDUM

TO: Derek Cryer, W55424 (C2)

FROM: Bruce Gelb, Deputy Superintendent of Operations

DATE: January 19, 2006

RE: **ADDITIONAL LEGAL DOCUMENTS**

I am in receipt of your letter dated December 29, 2005 requesting to retain excess legal paperwork within your cell.

Be advised that I am not inclined to continue to approve this request. You will be required to turn in the documents that are over the limit and then work out a schedule with the Property Department.

I trust your concerns have been addressed.

BG/daf

Cc: Sgt. Arthur Lambert, Property Officer
File

* Sgt Lambert,

Regarding
This Topic, will you kindly
set up a meeting with me
to discuss a schedule for
Access to my legal work please.
Thank you

You Are
Scheduled for an
Appointment on
Thursday at 10 am
Bring this letter with you

1/2/2006

Accredited by the Commission on Accreditation for Corrections"

Derek S. W. Cryer
1.21.06

FR: Derek Coyer/SMU I #26/W-55424

RE: "Over The Limit" Contrabanded Property

DT: September 7, 2006

#7

Dear Mr. Gelf,

I have written to The Property Department several times as well as filed a grievance to resolve the issue of my Personal and Legal property being Contrabanded of which The Grievance Officer and the Property Department has refused to respond to, to date. Both of The Correspondence to Property and the Grievance are attached hereto.

Recently I have just Received a "Final Notice" For disposal of my Property and responded with the above letter to The Property Sergeant of which I have gotten no response.

As you know, The only reason why I have excess property is because I am my own Attorney in a Civil action as well as having had Two (2) Criminal Trials. Yourself, as well as past Deputies have Approved my request to store "Over the limit" (excess) property with the knowledge that once my Civil action is over that all excess property will immediately be sent out of The prison. I am not requesting to retain all my excess property within the cell, only to have it stored in accordance with your January 19, 2006 Approval until the Civil action is settled.

I request your immediate intervention on this issue as The documents in question are Legal, Spiritual (Religious), and Personal Documents all of which pertain, Rather Most of which pertains to my Civil Lawsuit where I act as my own Attorney. Please Respond promptly, I ask in Respect. Thank you.

Derek Coyer
SMU-I #26
Inst. #W-55424

File/

FR: Derek Cryer SMU-I #26

RE: Contraband Property / 1 Cubic Ft. OTL

DT: August 29, 2006

Dear Sargeant,

I have been given a Final Notice to dispose of Contraband. The Contraband in question, 1 Cubic Ft. OTL, is in Fact NOT Contraband Items, But Legal and Spiritual Documents and papers, Some Personal mail which I have permission to store at the Property Department From Deputy Gelb until my Legal Cases are resolved. I also have books.

I am enclosing A Copy of my letter of Approval From Deputy Gelb. Please bring ALL my Property to SMU-I so that I may Re-organize it to provide you with what materials are legal and which are Personal, and also to determine what, if necessary, I need to dispose of, Donate, or Mail out.

Also, so that my OTL Property is not Thrown Away, Please immediately Remove my property From your "Contraband" Item List. Thank you.

Derek Cryer
SMU-I #26
Shirley medium


Inst. # W-55424

File

Massachusetts Department of Correction
PROPERTY CONTRABAND NOTIFICATION AND DISPOSAL FORM

Institution: MCI SHIRLEY
(MEDIUM)

3 of 4

5mm
20646

REMOVAL OF PROPERTY REQUESTED BY INMATE

Inmate: DEREK CRYERCommit # W55424First Notice Dat 20060721

The following items have been deemed contraband and are not allowed in this facility:

Item	Quantity	Condition	Serial	Seal #	Description
Letters/Photos/News clippings	1				1+ cubic ft. OTL.

Total: 1

These articles must be disposed of in accordance with 103 CMR 403.14. Please select a method of disposal.

Cost to mail:

I choose to have my property:

☐ retrieved by a visitor ☐ mailed out to a specified destination ☐ disposed of as seen fit by the institution

Name: _____

Address: _____

City: _____

State: _____

Zip: _____

Telephone: _____

Inmate Authorization: _____

Date: _____

Property Pick-up Acknowledgement

Visitor ID ☐ valid state ID /driver's license ☐ military ID ☐ passpo ☐ Dept. Transitional Assistance (Welfare
 I, _____ have received and accept responsibility for all of the items listed on this form.

Visitor: _____

Date: _____

Property Office: _____

Date: _____

In accordance with 103 CMR 403.14, you are being issued a final notice to have your contraband property items listed above

☐ No response from Inmate

Date Disposed of: _____

Property Office: _____



Mitt Romney
Governor
Kerry Healey
Lieutenant Governor
Edward A. Flynn
Secretary

The Commonwealth of Massachusetts
Executive Office of Public Safety

Department of Correction

MCI-Shirley

P. O. Box 1218

Shirley, Massachusetts 01464

(978) 425-4341, Fax (978) 514-6601

www.mass.gov/doc



Kathleen M. Dennehy
Commissioner
James R. Bender
Deputy Commissioner
Michael A. Thompson
Superintendent

MEMORANDUM

TO: Derek Cryer, W55424 (C2)
FROM: Bruce Gelb, Deputy Superintendent of Operations
DATE: January 19, 2006
RE: **ADDITIONAL LEGAL DOCUMENTS**

I am in receipt of your letter dated December 29, 2005 requesting to retain excess legal paperwork within your cell.

Be advised that I am not inclined to continue to approve this request. You will be required to turn in the documents that are over the limit and then work out a schedule with the Property Department.

I trust your concerns have been addressed.

BG/daf

Cc: Sgt. Arthur Lambert, Property Officer
File

* Sgt Lambert,

Regarding
This Topic, will you kindly
set up a meeting with me
to discuss a schedule for
Access to my legal work please.
Thank you
Derek S. W. Cryer
1.21.06

You are
Scheduled for an

Appointment on

Thursday at 10 am

1/2/2006

Bring this letter with you

Accredited by the Commission on Accreditation for Corrections"